

108TH CONGRESS
2D SESSION

S. 2866

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 24, 2004

Referred to the Committee on Agriculture

AN ACT

To amend the Farm Security and Rural Investment Act of 2002 to clarify the authority of the Secretary of Agriculture and the Commodity Credit Corporation to enter into memorandums of understanding with a State regarding the collection of approved State commodity assessments on behalf of the State from the proceeds of marketing assistance loans.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Commodity Assess-
5 ment, Protection, and Reform Act”.

1 **SEC. 2. COLLECTION OF COMMODITY ASSESSMENTS.**

2 Subtitle B of title I of the Farm Security and Rural
3 Investment Act of 2002 (7 U.S.C. 7931 et seq.) is amend-
4 ed by adding at the end the following:

5 **“SEC. 1210. COLLECTION OF COMMODITY ASSESSMENTS.**

6 “(a) DEFINITION OF ASSESSMENT.—In this section,
7 the term ‘assessment’ means funds that are—

8 “(1) collected with respect to a specific com-
9 modity in accordance with this Act;

10 “(2) paid by the first purchaser of the com-
11 modity in accordance with a State law or this title;
12 and

13 “(3) not collected through a tax or other rev-
14 enue collection activity of a State.

15 “(b) AUTHORITY TO COLLECT COMMODITY ASSESS-
16 MENTS FROM MARKETING ASSISTANCE LOANS.—The
17 Secretary may collect commodity assessments from the
18 proceeds of a marketing assistance loan made under this
19 subtitle in accordance with an agreement between the Sec-
20 retary and the State.”.

Passed the Senate November 21 (legislative day, No-
vember 20), 2004.

Attest:

EMILY J. REYNOLDS,

Secretary.